

KERRVILLE CITY COUNCIL AGENDA
REGULAR MEETING, TUESDAY, DECEMBER 13, 2011, 6:00 P.M.
CITY HALL COUNCIL CHAMBERS
800 JUNCTION HIGHWAY, KERRVILLE, TEXAS

CALL TO ORDER

INVOCATION offered by Reverend Mike Williams, Zion Lutheran Church.

PLEDGE OF ALLEGIANCE TO THE FLAG led by Ed Nail of the Military Officers Association of America.

1. VISITORS/CITIZENS FORUM:

Any citizen with business not scheduled on the agenda may speak to the Council. Prior to speaking, each speaker must fill out the speaker request form and give it to the City Secretary. Council may not discuss or take any action on an item but may place the issue on a future agenda. The number of speakers will be limited to the first ten speakers and each speaker is limited to four minutes.

2. CONSENT AGENDA:

These items are considered routine and can be approved in one motion unless a councilmember asks for separate consideration of an item. It is recommended that council approve the following items which will grant the Mayor or City Manager the authority to take all actions necessary for each approval:

2A. Approval of the minutes of the regular city council meeting held November 22, 2011; and the special city council meetings held November 15 and 18, 2011.

2B. Authorize submission of a grant application to the Cailloux Foundation for the purchase of street paving equipment. (staff)

2C. A resolution endorsing the existence of the Kerrville Citizen Police Academy Alumni Association and authorizing and requesting that the Texas Municipal League-Intergovernmental Risk Pool provide liability insurance coverage to the members of the association and errors and omission liability coverage to its board of directors. (staff)

2D. Project funding agreement between the City of Kerrville, Texas, Economic Improvement Corporation and the City of Kerrville, Texas (parks and trail system improvement project). (staff)

END OF CONSENT AGENDA

The facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this event. Please contact the City Secretary's Office at 830-257-8000 for further information.

I do hereby certify that this notice of meeting was posted on the bulletin board at the city hall of the city of Kerrville, Texas, and said notice was posted on the following date and time: December 9, 2011 at 3:00 p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting.

Brenda Craig
City Secretary, City of Kerrville, Texas

3. ORDINANCE, SECOND AND FINAL READING:

3A. An ordinance amending the budget for fiscal year 2012 to account for changes in the status of various capital improvement projects; and to amend other city funds to account for balances for approved purposes. (staff)

4. REPORT FROM CITY SECRETARY ON POSSIBLE PETITION.

4A. Report regarding the possible submission, and subsequent verification of a petition submitted in accordance with Section 271.049 of the Texas Local Government Code, protesting the issuance of debt instruments to finance the river trail project and requiring a bond election be held prior to issuance. (staff)

5. ORDINANCE, FIRST AND ONLY READING:

5A. An ordinance authorizing the issuance, sale and delivery of \$3,500,000 in aggregate principal amount of "City of Kerrville, Texas Combination Tax and Revenue Certificates of Obligation, Series 2011A"; securing the payment thereof by authorizing the levy of an annual ad valorem tax and a pledge of certain surplus revenues of the city's waterworks and sewer system; and approving and authorizing the execution of a paying agent/registrar agreement, an official statement and all other instruments and procedures related thereto. (staff)

6. PUBLIC HEARING AND RESOLUTION:

6A. A resolution granting a conditional use permit for an approximate 0.50 acre parcel of land, making up part of Lots 6, 7, 8, 9, and 10, Block 25, and out of the Westland Place Addition, a subdivision within the City of Kerrville, Kerr County, Texas, otherwise known as 506 Junction Highway (State Highway 27) and located within the 10-W zoning district; by permitting said property to be used for a vehicle maintenance and repair facility; and making said permit subject to certain conditions and restrictions. (staff)

7. CONSIDERATION AND POSSIBLE ACTION:

7A. A resolution supporting the proposal by the Upper Guadalupe River Authority to amend its water permit to remove the permit's restriction that the water may not be used for municipal use within the city. (staff)

7B. Presentation and request for approval of the FY12 airport budget by the Kerrville-Kerr County Joint Airport Board. (Bruce McKenzie, Airport Manager)

7C. A resolution granting a tempering to the requirement to provide water and wastewater service to the property being developed at 510 Benson Drive (Christ the King Foundation Prayer Garden site). (staff)

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7D. Authorize the city manager to execute additional change orders to the JM Lowe contract which may exceed \$50,000 on the library renovation/expansion project but not an amount to exceed a total change order limit of \$348,000. (staff)

7E. Authorize execution of a Certificate of Convenience and Necessity (CCN) agreement designating retail water service territory between the City of Kerrville and Aqua Texas within the Kerrville South area. (staff)

7F. Accept deed for city hall property at 701 Main Street, approve lease agreements for parking garage facility at 201 Clay Street and its adjacent buildings at 219 Clay Street, and 200 Sidney Baker Street, grant temporary construction easement for the city owned property, and accept temporary construction easement from the Cailloux Foundation. (staff)

7G. Authorize execution of a construction contract with Huser Construction Company, Inc. for the construction of a city hall facility and the renovation of existing buildings in the amount of \$2,409,000.00 and authorize the city manager to execute additional change orders in an amount not to exceed \$300,000.00. (staff)

8. INFORMATION AND DISCUSSION:

8A. Water resources report. (staff)

8B. Budget and economic update. (staff)

9. BOARD APPOINTMENTS:

9A. Appointments to the food service advisory board. (staff)

9B. Appointments to the library advisory board. (staff)

9C. Appointment to the economic improvement corporation. (staff)

10. ITEMS FOR FUTURE AGENDAS

11. ANNOUNCEMENTS OF COMMUNITY INTEREST:

Announcement of items of community interest, including expressions of thanks, congratulations, or condolences; information regarding holiday schedules; honorary recognitions of city officials, employees, or other citizens; reminders

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about upcoming events sponsored by the city or other entity that is scheduled to be attended by city officials or employees; and announcements involving imminent threats to the public health and safety of the City. No action will be taken.

12. EXECUTIVE SESSION:

The City Council reserves the right to adjourn into executive session at any time to discuss any of the matters listed as permitted by law including if they meet the qualifications in Sections 551.071 (consultation with attorney), 551.072 (deliberation regarding real property), 551.073 (deliberation regarding gifts), 551.074 (personnel matters), 551.076 (deliberation regarding security devices) and 551.087 (deliberation regarding economic development negotiations) of Chapter 551 of the Texas Government Code, including the following matters:

Section 551.071 and 551.087:

Discuss or deliberate regarding commercial or financial information that the City Council has received from a business prospect that the Council seeks to have locate, stay, or expand in the City and with which the governmental body is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to such business prospect.

Section 551.074:

- Appointment to the economic improvement corporation.
- Appointment of municipal court judges.
- Annual evaluation of the city attorney.
- Annual evaluation of the city manager.

13. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION

14. ADJOURNMENT.

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